

JOINT COMMITTEE ON ADMINISTRATIVE RULES

ILLINOIS GENERAL ASSEMBLY

CO-CHAIR:
SEN. DON HARMON

CO-CHAIR:
REP. KEITH WHEELER

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SEN. BILL BRADY
SEN. KAREN McCONAUGHAY
SEN. TONY MUÑOZ
SEN. IRA SILVERSTEIN
SEN. CHUCK WEAVER
REP. PETER BREEN
REP. TOM DEMMER
REP. GREG HARRIS
REP. LOU LANG
REP. ANDRÉ THAPEDI

MINUTES

November 7, 2017

MEETING CALLED TO ORDER

The Joint Committee on Administrative Rules met on Tuesday, November 7, 2017 at 10:30 a.m. in Room A-1 of the Stratton Office Building, Springfield IL. Co-Chair Harmon called the meeting to order and announced that the policy of the Committee is to allow only representatives of State agencies to testify orally on any rule under consideration at Committee meetings. Other persons are encouraged to submit their comments to the JCAR office in writing.

ATTENDANCE ROLL CALL

X Senator Pamela Althoff	* Representative Peter Breen
X Senator Don Harmon	* Representative Tom Demmer
X Senator Karen McConnaughay	X Representative Greg Harris
X Senator Tony Muñoz	X Representative Lou Lang
Senator Ira Silverstein	X Representative André Thapedi
X Senator Chuck Weaver	X Representative Keith Wheeler

Representatives Breen and Demmer left immediately after the attendance roll call.

APPROVAL OF THE MINUTES OF THE OCTOBER 17, 2017 MEETING

Representative Thapedi moved, seconded by Senator Weaver, that the minutes of the October 17, 2017 meeting be approved. The motion passed unanimously (9-0-0).

REVIEW OF AGENCY RULEMAKING

Board of Higher Education – Dual Credit Courses (23 Ill. Adm. Code 1009; 41 Ill. Reg. 7259), Program Review (Private Colleges and Universities) (23 Ill. Adm. Code 1030; 41 Ill. Reg. 7266), Approval of New Units of Instruction, Research and Public Service at Public Institutions (23 Ill. Adm. Code 1050; 41 Ill. Reg. 7319); Private Business and Vocational Schools (23 Ill. Adm. Code 1095; 41 Ill. Reg. 7349)

Senator McConnaughay moved, seconded by Senator Althoff, that JCAR, at the request of the Illinois Board of Higher Education, extend the Second Notice period for these rulemakings for an additional 45 days. The motion passed unanimously (9-0-0).

Department of Financial and Professional Regulation (Division of Banking) – Licensing and Regulation of Pawnbrokers (38 Ill. Adm. Code 360; 41 Ill. Reg. 7385)

Senator Muñoz moved, seconded by Representative Lang, that JCAR, with the concurrence of the Department of Financial and Professional Regulation, extend the Second Notice Period for this rulemaking for an additional 45 days. The motion passed unanimously (9-0-0).

AGENCY RESPONSE

Illinois Gaming Board – Video Gaming (General) (11 Ill. Adm. Code 1800; 17 Ill. Reg. 2751)

Due to the appropriateness of the Board's action, no further action was taken.

CONSIDERATION OF OTHER RULEMAKINGS

Department of Children and Family Services – Appeal of Child Abuse and Neglect Investigation Findings (89 Ill. Adm. Code 336; 40 Ill. Reg. 16013)

Representative Harris moved, seconded by Senator Muñoz, that JCAR object to DCFS' failure to respond to public comment and to JCAR inquiries regarding this rulemaking in a timely manner and in a way that would adequately explain DCFS' position on outstanding substantive issues. The motion passed unanimously (9-0-0).

Illinois Gaming Board – Riverboat Gambling (86 Ill. Adm. Code 3000; 41 Ill. Reg. 7728)

Co-Chair Wheeler moved, seconded by Senator McConnaughay, that JCAR, at the request of the Illinois Gaming Board, extend the Second Notice period for this rulemaking for an additional 45 days. The motion passed unanimously (9-0-0).

Illinois State Toll Highway Authority – State Toll Highway Rules (92 Ill. Reg. 2520; 41 Ill. Reg. 11225)

Co-Chair Wheeler moved, seconded by Senator McConnaughay, that JCAR, with the concurrence of ISTHA, agree to extend the Second Notice period for this rulemaking for an additional 45 days. The motion passed unanimously (9-0-0).

Department of Commerce and Economic Opportunity – Economic Development for a Growing Economy Program (EDGE) (Emergency) (14 Ill. Adm. Code 527; 41 Ill. Reg. 13104)

Representative Thapedi moved, seconded by Representative Lang, that JCAR object to the two portions of the definition of "underserved area" in Section 527.20 of this emergency rule (school meal program and SNAP) that, without statutory authority, apply a 2-year look back to these 2 criteria defining an underserved area. The motion passed unanimously (9-0-0).

CERTIFICATION OF NO OBJECTION

Senator Muñoz moved, seconded by Senator Althoff, that the Committee inform the agencies to whose rulemakings the Committee did not vote an Objection or Extension, or did not remove from the No Objection List, that the Committee considered their respective rulemakings at the monthly meeting and, based upon the agreements for modification of the rulemakings made by the agencies, no Objections will

be issued. The motion passed unanimously (9-0-0), except that Representative Lang voted present on Tab 11 (Illinois Gaming Board – Video Gaming (General) (11 Ill. Adm. Code 1800; 41 Ill. Reg. 7409)).

ANNOUNCEMENT OF NOVEMBER MEETING DATE

Co-Chair Harmon announced that the next JCAR meeting would be held at 11:00 a.m. on Tuesday, December 12, 2017, in Room C600 of the Michael A. Bilandic Building, Chicago IL.

ADJOURNMENT

Representative Lang moved, seconded by Senator Muñoz, that the meeting stand adjourned. The motion passed unanimously.

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